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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CM(M) 306/2025**

TARA CHAND SUMIT CONST CO

.....Petitioner

Through: Mr. Akshu Jain, Ms. Stuti Jainn &
Mr. Amogh Sunil Dombé, Advs.

versus

DELHI DEVELOPMENT AUTHORITY

.....Respondent

Through: Mr. R. K. Dhawan, SC with Ms.
Nisha Dhawan, Mr. V. K. Teng, Mr.
Naman Kumar Thakur, Mr. K. R.
Mathur, Ms. Jyoti Sahai Joshi & Mr.
Anwesha Singh, Advs.

CORAM:

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

% **14.02.2025**

CM APPL. 8893/2025 (Exemption)

Allowed, subject to all just exceptions.

Application stands disposed of.

CM(M) 306/2025

1. The limited prayer in the petition is for issuance of directions to the learned Executing Court to dispose of the execution application in a time bound manner.
2. Learned counsel for the petitioner submits that the arbitration award was passed in favour of the petitioner in the year 2014. The objections filed by the respondent under Section 34 of the Arbitration & Conciliation Act, 1996 were dismissed in the year 2020.



3. The Execution Petition was filed in the year 2023, but the execution has not been satisfied till date.
4. Learned counsel for the respondent/JD submits that out of the sum payable, draft of Rs 51,50,408.95 has already been deposited before the Execution Court. But the said draft has expired and Executing Court has issued directions to respondents to file the re-validated draft by the next date i.e., on 03.03.2025.
5. Learned counsel for JD further submits that there is dispute regarding the payable amount and that DH has already filed its calculation sheet and JD would file its reply on the next date.
6. It is further submitted that there is no intent on the part of the DH to delay the execution proceedings.
7. In the case of ***Rahul S. Shah vs Jinendra Kumar Gandhi & Ors (2021) 6SCC 418***, the Hon'ble Supreme Court has issued directions that executing court must dispose of the execution proceedings within six months from the date of filing, which may be extended only by recording reasons in writing for such delay.
8. Admittedly, the execution petition is pending since 2023.
9. The petition is dispose of with directions to the learned Trial Court to make best possible endeavour to dispose of the execution application as expeditiously as possible, while bearing in mind the directions issued by the Hon'ble Supreme Court in the case of Rahul S. Shah (*Supra*).

RAVINDER DUDEJA, J

FEBRUARY 14, 2025

Sk/r